THE INDIAN LIMITATION (BOMBAY AMENDMENT) ACT, 1937.

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BOMBAY ACT No. VI OF 1937.[1]

[THE INDIAN LIMITATION (BOMBAY AMENDMENT) ACT, 1937.]

[*15th January 1938.*]

An Act to amend the Indian Limitation Act, 1908, in its application to the Province of Bombay.

IX of 1908. WHEREAS it is expedient to amend the Indian Limitation Act, 1908, in its application to the Province of Bombay for the purpose hereinafter appearing; It is hereby enacted as follows :—

Short title. 1. This Act may be called the Indian Limitation (Bombay Amendment) Act, 1937.

Amendment of First Schedule to Act IX of 1908. IX of 1908. 2. In the First Schedule to the Indian Limitation Act, 1908, hereinafter called "the said Schedule"—

(*i*) Article 5 shall be repealed; and

(*ii*) After Article 64, the following new Article shall be inserted, namely :—

"64A.—Under the summary procedure referred to in section 128 (2) (*f*) of the Code of Civil Procedure, 1908, where the provision of such summary procedure does not exclude the ordinary procedure in such suits and under Order XXXVII of the said Code.	Three years.	When the debt or liquidated demand becomes payable or when the property becomes recoverable."

V of 1908.

Period of limitation for pending suits. 3. Notwithstanding anything contained in section 2 of this Act, every suit of the nature specified in the said section pending at the date of the commencement of this Act either in a Court of first instance or of appeal shall be deemed to be governed by Article 5 in the said Schedule as if it had not been repealed.

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[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1937, Pt. V, pp. 32-33; for Proceedings in Assembly, *see* Bombay Legislative Assembly Debates, 1937, Vol. I, pp. 1014-1016; and for Proceedings in Council, *see* Bombay Legislative Council Debates, 1937, Vol. I, pp. 176-177.